

1 STEPHEN S. WALTERS (BAR NO. 54746)
MARK J. SEIFERT (BAR NO. 217054)
2 ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP
3 Three Embarcadero Center, 12th Floor
San Francisco, CA 94111-4074
4 Phone: (415) 837-1515
Fax: (415) 837-1516
5 E-Mail: swalters@allenmatkins.com
mseifert@allenmatkins.com

6 Attorneys for Defendants
7 DUX INTERIORS, INC. and
BO GUSTAFSSON
8

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 JOHNSON DESIGN ASSOCIATES, INC., a
California corporation, and SHARYN
13 JOHNSON, an individual,

14 Plaintiffs,

15 v.

16 DUX INTERIORS, INC., a New York
corporation, and BO GUSTAFSSON, an
17 individual,

18 Defendants.

Case No. C07-05754 MMC

SUPPLEMENTAL DECLARATION OF BO
GUSTAFSSON IN SUPPORT OF
DEFENDANTS' MOTION TO DISMISS
COMPLAINT

Date: January 18, 2008
Time: 9:00 a.m.
Place: 450 Golden Gate Avenue
San Francisco, California
Courtroom 7
Judge: Hon. Maxine M. Chesney

SUPPLEMENTAL DECLARATION OF BO GUSTAFSSON

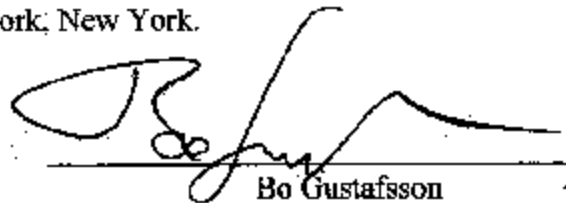
I, Bo Gustafsson, declare as follows:

1. I make this supplemental declaration in support of Defendants' Motion to Dismiss Complaint in the above-captioned action. I have personal knowledge of the facts set forth below and if called as a witness could and would testify competently thereto.

2. I have reviewed the advertisement that appears as Exhibit B to Plaintiffs' opposition to Defendants' Motion to Dismiss Complaint. That advertisement was printed by Quintess (or at its direction). Quintess is a Dux marketing partner. The advertisement was not printed by Dux. When the advertisement was received, reviewed and approved by Dux before it was printed by Quintess, Dux specifically instructed Quintess to include the "@" symbol. The Quintess advertisement was not a general mailing but was restricted to a discrete group of persons who had already purchased Dux beds.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 3, 2008, at New York, New York.



Bo Gustafsson